律师行业与外国律师

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新加坡的法律执业受《1966年法律专业法》规范。获准加入新加坡律师公会的新加坡执业律师（advocates and solicitors）可以从事新加坡法律业务。外国律师可以注册在新加坡从事外国法律业务，外国律师事务所可以凭借范围不一的执照运营，包括2008年推出的合格外国律师事务所（Qualifying Foreign Law Practice）执照，以及联合法律事业（Joint Law Venture）和正式法律联盟（Formal Law Alliance）结构。注册外国律师还可以在离岸案件中出席SICC。[1]因此，瑞士或德国律师在新加坡执业，要么通过一家本地律师事务所，正如本书作者以顾问律师（Of Counsel）身份在KGP Legal LLC执业那样，要么通过一家仅限于就本国法律提供咨询的注册外国律师事务所。

示例：一家总部位于苏黎世的资产管理公司希望获得一份法律意见，确认其拟在新加坡设立的子公司无需根据《2001年证券与期货法》取得资本市场服务牌照。只有获准在新加坡执业的律师才能以新加坡法律意见的形式出具该意见。瑞士律师的职责是按照新加坡律师所需的类别整理事实，并说明瑞士的牌照情况，以便集团架构得到理解。随后，瑞士律师核查新加坡的结论是否与依据《金融机构法》（FinIA；FINIG）所作的瑞士监管分析相一致。两份意见由此构成一份统一的架构设计备忘录，即第P部分第IV章所述的那种备忘录。

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注释

1. Legal Profession Act 1966 (2020 Rev Ed)，第2部分（获准执业）、第9部分（外国律师及外国律师事务所）；Legal Profession (Representation in Singapore International Commercial Court) Rules 2014。 ↩

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